THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 23827 OF 2003

Dated 25th July 2007

Between:

K.Mohan Rao

…Petitioner

and

The District Collector,
Panchayat Wing, Warangal.

…Respondent

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 23827 OF 2003

O R D E R:

The petitioner was elected as Sarpanch for the Zaffargadh Gram Panchayat, Warangal District, in the elections conducted in August 2001. He was issued a show-cause notice, dated 2.9.2003, by the District Collector, Panchayat Wing, the respondent herein, directing him to explain as to why action, under Section 249 of the A.P. Panchayat Raj Act, be not initiated, in view of the allegations mentioned therein. The petitioner submitted his explanation on 16.9.2003. Thereafter, the respondent passed an order, dated 6.11.2003, placing the petitioner under suspension, with immediate effect. The same is challenged in this writ petition.

Heard the learned counsel for the petitioner and learned Government Pleader for Panchayat Raj.

The main ground urged on behalf of the petitioner is that though

explanation, dated 16.9.2003, was referred to in the impugned proceedings, the contents thereof, were not adverted to, before suspending the petitioner. Taking note of this fact, this court granted interim order on 12.11.2003 in W.P.M.P.No.29930 of 2003. On the strength of the same, the petitioner continued as Sarpanch. Further, the term, for which the petitioner was elected as Sarpanch, had expired, and new incumbent was elected, long back. Nothing remains to be decided in this writ petition.

The writ petition is accordingly dismissed, as infructuous. There shall be no order as to costs.

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25th July 2007

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